

should have been paid under the revised assessments, be refunded to said R. E. Cofer, and that such amount be appropriated out of the General Fund not otherwise appropriated.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Alford absent, 1.

Councilman Wolf offered the following resolution:

WHEREAS, it has been determined that the assessment for taxes for the year 1934, on the stock of merchandise of E. M. Scarbrough & Sons is excessive, and should be corrected; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the assessment for taxes on the stock of merchandise in the name of E. M. Scarbrough & Sons for the year 1934, be and the same is hereby reduced and corrected from \$175,000.00 to \$166,500.00 and that the Assessor and Collector of Taxes be directed to make such change on the tax rolls.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Alford absent, 1.

There being no further business, the Council then recessed.

Attest:

Hallie McKeen  
City Clerk

Approved:

Tom Miller  
MAYOR.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, March 26, 1935.

The meeting was called to order with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 4; absent, Councilman C. M. Bartholomew, 1.

The Minutes of the special meeting of March 18th and the regular meeting of March 21st were read and upon motion of Councilman Gillis were adopted as read by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The following communication from the Park Board was read:

"Austin, Texas  
March 21, 1935.

To the Honorable Mayor and City Council  
Austin, Texas.

Gentlemen:

Mr. W. T. Caswell has proposed an exchange of property on Shoal Creek as follows: That he will convey Tract (B) to the City of Austin, that the City of Austin should convey Tract (A) to W. T. Caswell as shown on the attached map, and that W. T. Caswell will pay the City of Austin for the difference in area at the rate of \$600.00 per acre, based upon an actual survey of the two tracts.

We, the construction committee of the Park Board of the City of Austin, have considered same and have visited the site, and we recommend that it will be to the advantage of the City of Austin Park System to make the proposed change.

We recommend that the City Council of the City of Austin authorize the exchange in accordance with the foregoing proposal.

PARK BOARD, City of Austin,

By Construction Committee

(Sgd) H. F. Kuehne, Chairman.

Hilliare F. Nitschke

B. C. Tharp

Mrs. Herman Pressler."

Councilman Wolf then offered the following resolution:

WHEREAS, W. T. Caswell has proposed an exchange with the City of Austin of a triangular tract of land containing .24 of an acre of land owned by him adjoining Shoal Creek Park, said tract being a part of the J. W. Harris 189 acre tract out of the Geo. W. Spear Survey, and being also a portion of that 2.2 acre tract conveyed by Pemberton Heights Company to W. T. Caswell by deed recorded in Book 515, Page 247, of the Deed Records of Travis County, Texas, described as follows:

Beginning at an iron stake set at the agreed N. E. corner of the J. W. Harris 189 acre tract out of the Geo. W. Spear League in Austin, Travis County, Texas, it being the beginning corner of a 2.2 acre tract of land conveyed to W. T. Caswell by Pemberton Heights Co., according to a deed recorded in Travis County Deed Records in Book 515, Page 247, and said beginning corner being also the most southerly corner of a 4.205 acre tract conveyed to the City of Austin by M. C. Parrish et al, and from which beginning corner a concrete monument set at the original N. E. corner of the J. W. Harris Tract bears N. 30° E. 12.7 feet;

Thence with the east line of the J. W. Harris 189 acre tract which is the east line of the Geo. W. Spear Survey S. 30° W. 170.25 feet to concrete monument which is one of the corners of Shoal Creek Park now owned by the City of Austin;

Thence N. 5°40' W. 208.32 feet to an iron stake in the agreed north line of that 2.2 acre tract heretofore referred to;

Thence with the north line of said tract and the south line of the 4.205 acre tract of land S. 60°30' E. (called S. 60° E. in Parrish deed on account of difference in variation selected but the line upon the ground is the same) 121.48 feet to the place of the beginning;

and in exchange for above tract has proposed that the City convey to him a triangular tract of land containing .42 of an acre owned by the City and being a portion of Shoal Creek Park, a part of a tract of land of 4.205 acres of the Geo. W. Spear Survey in Austin, Travis County, Texas, that was conveyed to the City of Austin by M. C. Parrish, Trustee, et al, by deed recorded in Book 451, Pages 245-247 of the Deed Records of Travis County, Texas, said triangular tract being described as follows:

Beginning at an iron stake on the south line of that 4.205 acre tract of land conveyed to the City of Austin by M. C. Parrish, Trustee, et al, according to a deed recorded in Travis County Deed Records in Book 451, Pages 245-247, and from which stake the most southerly corner of said 4.205 acre of land bears S. 60° E. 121.48 feet and a concrete monument set at the original northeast corner of the J. W. Harris 189 acre tract bears S. 60° E. 121.48 feet and N. 30° E. 12.7 feet;

Thence with the agreed north line of the J. W. Harris 189 acre tract and the south line of the 4.205 acre tract N. 60° W. (called N. 60° 30' W. in Pemberton Heights-Caswell deed on account of difference in variation selected by the line upon the ground is the same), 189.0 feet to an iron stake;

Thence N. 30° E. 50 feet to an iron stake and south corner of Lot #8, Block #1, of Edgemont Addition;

Thence N. 11°23' E. 63.79 feet;

Thence N. 9°50' E. 62.65 feet;

Thence N. 6°32' W. 75.95 feet to a large nail on the edge of the bluff;

Thence S. 20° 10' E. 359.56 feet to the place of the beginning;

the effect of such exchange being to straighten the boundary of said Shoal Creek Park; and

WHEREAS, W. T. Caswell has agreed to pay the City of Austin for the difference in area, namely, .18 of an acre, at the rate of \$600.00 per acre, or a total consideration of \$108.00; and

WHEREAS, the Construction Committee of the Park Board of the City of Austin has

recommended the acceptance of the proposal of W. T. Caswell; and

WHEREAS, the City Council of the City of Austin has favorably considered the proposal and the recommendation of the Park Board; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Manager of the City of Austin is hereby directed to complete the negotiations necessary to make the exchange of the properties, and that the City Manager is hereby authorized to execute the proper legal instruments, subject to the approval of the City Attorney.

Upon motion of Councilman Wolf, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Gillis offered the following resolution:

WHEREAS, a subdivision known as L. W. Carroll's Subdivision appears in Plat Book 3, at page 118, of the Plat Records on file with the County Clerk of Travis County, Texas; and

WHEREAS, there appears on said plat a street by the name of "Sidon Street," which Sidon Street is 274 feet east of and parallel to Duval Street and extends from East 32nd Street to East 34th Street, or Harris Avenue; and

WHEREAS, the said Sidon Street is practically in line with Liberty Street north of East 34th Street, or Harris Avenue; and

WHEREAS, great confusion exists and much irregularity in mail services and delivery services in general is caused as a result of the same street's being known by different names; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT that street shown as "Sidon Street" upon a map or plat of L. W. Carroll's Subdivision appearing in Plat Book 3, at page 118, of the Plat Records on file with the County Clerk of Travis County, Texas, which Sidon Street is 274 feet east of and parallel to Duval Street and extends from East 32nd Street to East 34th Street, or Harris Avenue, shall be known and designated hereafter as "Liberty Street".

Upon motion of Councilman Gillis the resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The application of Fred Adams, Low and Jefferson Streets, for permit to operate as a taxicab a Chevrolet Sedan, 1933 Model, Motor No. 3758352, Serial CA0749913, was read. A letter from Robt. B. Thrasher, Attorney for applicant, was read. A letter from Capt. Tom Neal of the Traffic Police Division, recommending that the permit be not granted on account of said applicant's being a non-resident and no additional taxicabs being needed, was also read.

Councilman Alford moved that the recommendations of Captain Neal be approved and the permit be denied on account of the ineligibility of said applicant and the fact that there are a sufficient number of taxicabs now operating. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Mayor Miller moved that inasmuch as March thirty-first falls on Sunday, three days of grace; to wit, April first, second, and third, be allowed for the payment of taxes without interest, taxes unpaid after April third, however, to bear interest from April first until paid. The motion carried by the following vote: Ayes, Councilmen

Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The following ordinance was then introduced:

AN ORDINANCE AMENDING AN ORDINANCE PASSED APRIL 5, 1934, ENTITLED AN ORDINANCE DECLARING WHEN TAXES DUE THE CITY OF AUSTIN SHALL BECOME DELINQUENT; PROVIDING THAT SAME SHALL THEREAFTER BEAR INTEREST, ASSESSING A PENALTY FOR DEFAULT THEREAFTER, AND REPEALING ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE.

The ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance be placed on its second reading. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The ordinance was read the second time and Councilman Wolf moved a further suspension of the rule and the placing of the ordinance on its third reading. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The ordinance was read the third time and Councilman Wolf moved that same be finally passed. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Alford offered the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the costs amounting to \$10.50 imposed against Wendell Carter in the Corporation Court on March 20, 1935, upon his conviction on a charge of speeding, in Cause No. 38770, which costs have been paid into the City Treasury, be and the same is hereby refunded to said Wendell Carter, for reasons deemed expedient by the City Council.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The following report was read and approved:

" WHEREAS, the former members of the Travis County Relief Board received from the City of Austin a certain sum of money received from the sale of hides on cattle which were slaughtered at the Abattoir of the City of Austin, Texas; and

WHEREAS, there now remains in the hands of Charles H. Page, former Chairman of the Travis County Relief Board, the sum of \$1068.38; and

WHEREAS, it was intended that this money should be used in the furtherance of a work relief program for the unemployed people in the City of Austin, Travis County, Texas; and

WHEREAS, Charles H. Page, Q. C. Taylor, Kit Carson, Emmett Shelton, and L. J. Schneider, all of the former members of the Travis County Relief Board, unanimously voted to instruct Charles H. Page, former Chairman of the Travis County Relief Board, to pay over to Tom Miller, the Mayor of the City of Austin, the sum of \$1068.38 on condition that he and the other members of the Council of the City of Austin accept said sum of money from the former members of the Travis County Relief Board and accept the responsibility for the expenditure of said sum of money, and that they will relieve the former members of the Travis County Relief Board from any and all accountability and responsibility in the expenditure of said sum of money and that said sum of money shall be used in a work relief program for the beautification of a park or parks in the City of Austin, Texas.

(Sgd) C. H. Page  
Q. C. Taylor  
L. J. Schneider  
Emmett Shelton  
W. W. Carson, Jr. "

There being no further business, Councilman Alford moved to recess subject to call of the Mayor. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The Council then recessed.

Attest:

Hollie McKeenan  
City Clerk

Approved: Tom Miller  
Mayor.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 4, 1935.

The meeting was called to order with Mayor Pro tem Oswald G. Wolf presiding. Roll call showed the following members present: Councilmen C. F. Alford, C. M. Bartholomew, Simon Gillis, Mayor Pro tem Oswald G. Wolf, 4; absent, Mayor Tom Miller, 1.

The reading of the Minutes was dispensed with.

The following bids for the purchase of Seventy-five Thousand Dollars (\$75,000.00) City of Austin, Texas, Public Market 4%, 20-year, serial coupon bonds, dated January 1, 1935 of the denomination of One Thousand Dollars (\$1,000.00) each, were opened and read:

Stern Bros. & Co., Kansas City, Garrett & Company, Dallas - par and accrued interest from date of Bonds to date of delivery at Austin, Texas, plus a cash premium of \$3,577.50;

A. W. Snyder & Co., Houston, Texas, par and accrued interest from date of Bonds to date of delivery at Austin, Texas, plus a cash premium of \$2,954.50;

Donald O'Neil & Company - par and accrued interest from date of Bonds to date of delivery at Austin, Texas, plus a cash premium of \$3,090.00;

Southwest Investment Company, Mahan, Dittmar & Company - par and accrued interest from date of Bonds to date of delivery at Austin, Texas, plus a cash premium of \$3,411.00;

Assel, Goetz & Moerlein, Inc., 218 Provident Bank Bldg., Cincinnati, Ohio - par and accrued interest from date of Bonds to date of delivery at Austin, Texas, plus a cash premium of \$1,755.00;

Commerce Trust Co., Kansas City, Mo., par and accrued interest from date of Bonds to date of delivery at Austin, Texas, plus a cash premium of \$3,455.50;

George V. Rotan Co., Houston, J. L. Mosle & Co., Galveston - for Bonds bearing an interest rate of three and one-half per centum (3½%) per annum, par and accrued interest from date of Bonds to date of delivery at Austin, Texas, plus a cash premium of \$175.00; for Bonds bearing an interest rate of four per centum (4%) per annum, par and accrued interest from date of Bonds to date of delivery at Austin, Texas, plus a cash premium of \$2,287.50;

Gregory-Eddleman Co., Duquette-White Co., Dewar-Robertson & Pancoast - par and accrued interest from date of Bonds to date of delivery at Austin, Texas, plus a cash premium of \$2,657.50;

Pondrom & Co, 911 Southwestern Life Insurance Bldg., Dallas, Texas - par and accrued interest from date of Bonds to date of delivery at Austin, Texas, plus a cash premium of \$2,829.17;

W. P. Fitch & Co., San Antonio, Texas, Russ, Roe & Co., San Antonio, Texas - par and accrued interest from date of Bonds to date of delivery at Austin, Texas, plus a cash premium of \$2,517.00;

The Capital National Bank in Austin, Texas - par and accrued interest from date of Bonds to date of delivery at Austin, Texas, plus a cash premium of \$3,875.00.

Councilman Gillis moved that the bid of The Capital National Bank of Austin, Texas, for par and accrued interest from date of Bonds to date of delivery at Austin, Texas, plus a cash premium of \$3,875.00, be accepted and the checks of the unsuccessful bidders be returned to them. The motion carried by the following vote: Ayes, Councilmen Alford,